

207 MAR 29 PM 4:50

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**MCDERMOTT, WILL & EMERY****FACSIMILE****FROM:**

Attorney: Deanna Dick Direct Phone: 202-756-8308  
Attorney's E-Mail: ddick@mwe.com  
Secretary: \_\_\_\_\_ Direct Phone: \_\_\_\_\_  
Client/Matter/Tkpr: 09900-011-3342 Date: March 27, 2007 Time Sent: \_\_\_\_\_  
Number of pages including this page: 5

**TO:**

ATTN: REFUNDS Facsimile No. 571-273-6500  
Company: U.S. PTO Contact No. \_\_\_\_\_

Re: PTO Deposit Account 500417

Please note that we believe we are owed a credit on our Deposit Account statement for February, 2007 due to an error. The incorrect entry is dated February 7, 2007, Control No. 1 & 2, for serial no. 10/773,160. We believe the total charges of \$395.00 and \$510.00 are in error because the attached paperwork shows that this case belongs to Robert W. Pitts in Winston-Salem, NC, which is NOT McDermott Will & Emery. Therefore, please credit our account a total of \$905.00 to correct this error. Thank you for your attention to this matter.

Feel free to call me at the above number if you have any questions.

The information contained in this facsimile message is legally privileged and confidential information intended only for the use of the individual or entity named above. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution, or copy of this facsimile is strictly prohibited. If you have received this facsimile in error, please notify us immediately by telephone and return the original message to us at the above address via the United States Postal Service. Thank you.

## Deposit Account Statement

2007 MAR 27 PM 4:50 Page 10 of 30

02/07 43	11702529	071971-0933	1011	\$300.00	\$142,515.16
02/07 44	11702529	071971-0933	1111	\$500.00	\$142,015.16
02/07 45	11702529	071971-0933	1311	\$200.00	\$141,815.16
02/07 46	11702531	071971-0932	1011	\$300.00	\$141,515.16
02/07 49	11702531	071971-0932	1203	\$360.00	\$141,155.16
02/07 48	11702531	071971-0932	1311	\$200.00	\$140,955.16
02/07 47	11702531	071971-0932	1111	\$500.00	\$140,455.16
02/07 12	ADJUSTMENT		9207	-\$3,344.01	\$143,799.17
02/07 28	11411938	067161-0338	1051	-\$130.00	\$143,929.17
02/07 1	10773160	50014-056	2801	\$395.00	\$143,534.17
02/07 2	10773160	50014-056	2253	\$510.00	\$143,024.17
02/07 1	90008471	37354-327	1812	\$2,520.00	\$140,504.17
02/07 165	11702643	071971-0943	1011	\$300.00	\$140,204.17
02/07 166	11702643	071971-0943	1111	\$500.00	\$139,704.17
02/07 167	11702643	071971-0943	1311	\$200.00	\$139,504.17
02/07 168	11702642	071971-0929	1011	\$300.00	\$139,204.17
02/07 169	11702642	071971-0929	1111	\$500.00	\$138,704.17
02/07 170	11702642	071971-0929	1311	\$200.00	\$138,504.17
02/07 171	11702641	076365-0035	1011	\$300.00	\$138,204.17
02/07 172	11702641	076365-0035	1111	\$500.00	\$137,704.17
02/07 173	11702641	076365-0035	1311	\$200.00	\$137,504.17
02/07 169	11599610	062807-0386	8021	\$40.00	\$137,464.17
02/08 23	10173612	50195-307	1501	\$1,400.00	\$136,064.17
02/08 25	10173612	50195-307	8001	\$6.00	\$136,058.17
02/08 24	10173612	50195-307	1504	\$300.00	\$135,758.17
02/08 26	10347453	50353-614	1501	\$1,400.00	\$134,358.17
02/08 28	10347453	50353-614	8001	\$9.00	\$134,349.17
02/08 27	10347453	50353-614	1504	\$300.00	\$134,049.17
02/08 29	10653257	43888-275	1501	\$1,400.00	\$132,649.17
02/08 30	10653257	43888-275	1504	\$300.00	\$132,349.17
02/08 31	10653257	43888-275	8001	\$12.00	\$132,337.17
02/08 32	10759114	50023-216	1501	\$1,400.00	\$130,937.17
02/08 33	10759114	50023-216	1504	\$300.00	\$130,637.17
02/08 34	10759114	50023-216	8001	\$12.00	\$130,625.17
02/08 35	10868832	60188-896	1501	\$1,400.00	\$129,225.17
02/08 37	10868832	60188-896	8001	\$12.00	\$129,213.17
02/08 36	10868832	60188-896	1504	\$300.00	\$128,913.17
02/08 38	10781637	50103-546	1501	\$1,400.00	\$127,513.17
02/08 39	10781637	50103-546	8001	\$3.00	\$127,510.17
02/08 96	11598820	043888-0542	1011	\$300.00	\$127,210.17
02/08 97	11598820	043888-0542	1111	\$500.00	\$126,710.17
02/08 99	11598820	043888-0542	1051	\$130.00	\$126,580.17
02/08 98	11598820	043888-0542	1311	\$200.00	\$126,380.17
02/08 103	11583983	075905-0020	1011	\$300.00	\$126,080.17
02/08 106	11583983	075905-0020	1051	\$130.00	\$125,950.17
02/08 105	11583983	075905-0020	1311	\$200.00	\$125,750.17
02/08 104	11583983	075905-0020	1111	\$500.00	\$125,250.17
02/08 107	11583983	075905-0020	1251	\$120.00	\$125,130.17

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PTO/SB/06 (12-04)  
Approved for use through 7/31/2008. OMB 0551-0032  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**PATENT APPLICATION FEE DETERMINATION RECORD**  
Substitute for Form PTO-875

Application or Docket Number  
**101773160**

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**APPLICATION AS FILED - PART I**

FOR	NUMBER FILED (Column 1)	NUMBER EXTRA (Column 2)	SMALL ENTITY RATE (\$)	FEE (\$)	OR	OTHER THAN SMALL ENTITY RATE (\$)	FEE (\$)
BASIC FEE (37 CFR 1.18(a), (b), or (c))							
SEARCH FEE (37 CFR 1.180(a), (f), or (m))							
EXAMINATION FEE (37 CFR 1.18(a), (p), or (q))							
TOTAL CLAIMS (37 CFR 1.18(f))		minus 20 =	X		OR	X	
INDEPENDENT CLAIMS (37 CFR 1.18(h))		minus 3 =	X			X	
APPLICATION SIZE FEE (37 CFR 1.18(e))	If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.18(e).						
MULTIPLE DEPENDENT CLAIM PRESENT (37 CFR 1.18(i))							
* If the difference in column 1 is less than zero, enter "0" in column 2.							
			TOTAL			TOTAL	

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**APPLICATION AS AMENDED - PART II**

*BCI/Amend*

AMENDMENT A	CLAIMS REMAINING AFTER AMENDMENT (Column 1)	MINUS	HIGHEST NUMBER PREVIOUSLY PAID FOR (Column 2)	PRESENT EXTRA (Column 3)	SMALL ENTITY RATE (\$)	ADDITIONAL FEE (\$)	OR	OTHER THAN SMALL ENTITY RATE (\$)	ADDITIONAL FEE (\$)
1-22-07	Total (37 CFR 1.18(g))	5	20		X		OR	X	
	Independent (37 CFR 1.18(g))	1	3		X		OR	X	
	Application Size Fee (37 CFR 1.18(e))								
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.18(i))					TOTAL ADD'L FEE		OR	TOTAL ADD'L FEE	

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AMENDMENT B	CLAIMS REMAINING AFTER AMENDMENT (Column 1)	MINUS	HIGHEST NUMBER PREVIOUSLY PAID FOR (Column 2)	PRESENT EXTRA (Column 3)	SMALL ENTITY RATE (\$)	ADDITIONAL FEE (\$)	OR	OTHER THAN SMALL ENTITY RATE (\$)	ADDITIONAL FEE (\$)
	Total (37 CFR 1.18(g))				X		OR	X	
	Independent (37 CFR 1.18(g))				X		OR	X	
	Application Size Fee (37 CFR 1.18(e))								
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.18(i))					TOTAL ADD'L FEE		OR	TOTAL ADD'L FEE	

\* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.  
 \* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20".  
 \* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3".  
 The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.

This collection of information is required by 37 CFR 1.18. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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004



01-23-07

RCE

# Request for Continued Examination (RCE) Transmittal

Address to:  
Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Application Number	10/773.160
Filing Date	02/09/2004
First Named Inventor	COATES, FREDRICA V.
Art Unit	3781
Examiner Name	REICHLER, KARIN M.
Attorney Docket Number	

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

- a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- ii. ☐ Other \_\_\_\_\_
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other \_\_\_\_\_

## 2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. ☐ Other \_\_\_\_\_

## 3. Fees

- The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.
- The Director is hereby authorized to charge the following fees, any underpayment of fees, or credit any overpayments, to Deposit Account No. \_\_\_\_\_. I have enclosed a duplicate copy of this sheet.
- a. ☐ RCE fee required under 37 CFR 1.17(e)
- ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17)
- iii. ☐ Other \_\_\_\_\_
- b. ☐ Check in the amount of \$ \_\_\_\_\_ enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Signature	<i>Robert W. Pitts</i>	Date	1-22-2007
Name (Print/Type)	ROBERT W. PITTS	Registration No.	27372

### CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Signature	<i>Robert W. Pitts</i>	Date	1-22-2007
Name (Print/Type)	ROBERT W. PITTS		

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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<b>PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(b)</b>		Docket Number (Optional)
In re Application of <b>COATES, FREDRICA V.</b>		
Application Number <b>10/773,160</b>	Filed <b>02/09/2004</b>	
For <b>Protective Undergarments Having Pocketed Sling Structures and Manufacturing Method Therefor</b>		
Art Unit <b>3761</b>	Examiner <b>Reichle</b>	
<p>This is a request for an extension of time of <u>3 months</u> (days), (weeks), (months) under 37 CFR 1.136(b) in this pending application. An extension of time is not available in this application under the provisions of 37 CFR 1.136(a); however, additional time to respond may still be granted under the patent statute. The petition fee under 37 CFR 1.17(g) is required. The reasons for requesting the extension of time are the following:</p>		
<p><i>Robert W. Pitts</i>        Signature</p>		
<p><b>Robert W. Pitts</b>        Typed or printed name</p>		
<p><b>1-22-2007</b>        Date</p>		
<p><b>27372</b>        Registration Number</p>		
<p><b>336-760-9565</b>        Telephone Number</p>		

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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MAR. 29. 2007 9:03AM

LAW DEPARTMENT

207 MAR 29 PM 4:57 NO. 871

P. 1

D5639

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent Application of: Bulicz et al. )  
Patent No.: 7,168,396 ) Group Art Unit: 3747  
Issued: January 30, 2007 ) Examiner: Noah P. Kamen  
For: Variable Compression Ratio Strategy For )  
Improving Combustion Processes In )  
Alternative Combustion Compression )  
Ignition Engines )

**REQUEST FOR REFUND OF PUBLICATION FEE**

**VIA FACSIMILE: (571) 273-6500**

Mail Stop 16  
Refund Section  
Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450


Sir:

Applicant hereby requests refund of the \$300 publication fee for the above-mentioned patent because the application was not published prior to issuance.

Please refund the above amount to Deposit Account No. 14-0603. One additional sheet is attached.

Respectfully submitted,

Warrenville, IL 60555  
Date: March 29, 2007  
Telephone: (630) 753-2172

  
Susan L. Lukasik  
Registration No. 35,261

**CERTIFICATE OF TRANSMISSION UNDER 37 CFR 1.8**

I hereby certify that this REQUEST FOR REFUND OF PUBLICATION FEE is being facsimile transmitted to the Patent and Trademark Office on or before 3/29/07 to (571) 273-6500.

Date: 3/29/07

  
Catherine M. Majewski

Document code: WFEE

United States Patent and Trademark Office  
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~~01 FC:2801 395.00 DA~~  
~~02 FC:2253 510.00 DA~~

Adjustment date: 04/23/2007 SFELEKE1  
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01 FC:2801 395.00 CR  
02 FC:2253 510.00 CR